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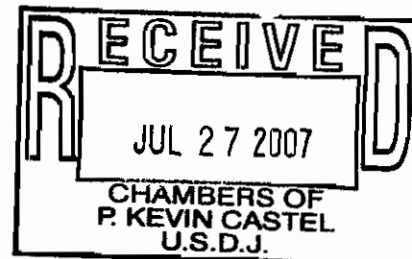
MEMO ENDORSED

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Via Federal Express

July 26, 2007

Honorable P. Kevin Castel  
Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street, Room 2260  
New York, NY 10007  
Tel: (212) 805-0262



**Re:** *Nipponkoa Insurance Company Ltd. v. Total Terminals  
International LLC and Transbay Container Terminal, Inc.*  
Case No.: 07-Civ-5637 (PKC)  
*Our File:* 1412.37

Dear Judge Castel:

We are attorneys for plaintiffs NipponKoa Insurance Company, Ltd.

We respectfully request, **on consent** of the answering defendant Transbay Container Terminal, a 30 day adjournment of the initial conference scheduled for August 3, 2007.

The adjournment is requested because respective counsel for plaintiff and Transbay are seeking authority from their clients to consent to have the matter heard in the U.S. District Court for the Northern District of California (Oakland Division). The adjournment will give the parties the opportunity to conclude such agreement. Once such agreement is concluded (as is expected), a Stipulation will be submitted to the Court.

There have been no prior requests for adjournment. Defendant Total Terminals International has been served, but has not filed an answer (which was due July 9).

We thank the Court for its kind consideration.

Respectfully submitted,

*Thomas M. Eagan*  
Thomas M. Eagan

cc: Via Facsimile- 212-385-1605  
Cornelius A. Mahoney, Esq.  
Mahoney & Keane, LLP

*Conference adjourned  
from August 3 to  
September 7, 2007 at 9:00am.  
SO ORDERED.  
7-27-07*